

A RESOLUTION
BY



01-R-0330

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A RIGHT OF WAY AGREEMENT WITH SPRINT COMMUNICATIONS COMPANY, L. P., A DELAWARE LIMITED PARTNERSHIP, TO USE A SPECIFIC PORTION OF THE PUBLIC RIGHT OF WAY FOR LIMITED TELECOMMUNICATIONS PURPOSES NOT INCLUDING TELECOMMUNICATIONS SERVICES, AS DEFINED IN THE TELECOMMUNICATIONS ACT OF 1996 (47 U.S.C. §153 (46)) OR LOCAL EXCHANGE SERVICE AND FOR OTHER PURPOSES.

WHEREAS, Sprint Communications Company, L. P., has applied for an right-of-way agreement to provide limited telecommunications services on, under, over and through specifically identified portions of the public right-of-way; and

WHEREAS, Sprint Communications Company, L. P., intends to install equipment in the public right-of-way to transport signals across the City without originating or terminating Telecommunications Services at, to or from any person or location in the City; and

WHEREAS, Sprint Communications Company, L. P., has negotiated a right-of-way agreement with the City which provides such access and preserves the rights of the City until such time as a comprehensive ordinance is enacted;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA HEREBY RESOLVES:

SECTION 1: That the Mayor be and is hereby authorized to execute an right of way agreement in substantially similar form as attached, with Sprint Communications Company, L. P., for use of the public right-of-way for telecommunications purposes.

SECTION 2: That such right-of-way agreement shall expire and terminate on March 31, 2006.

SECTION 3: That Sprint Communications Company, L. P., shall pay an appropriate fee.

SECTION 4: That the City Attorney shall prepare a right of way agreement document, which shall be approved by the City Attorney as to form.

SECTION 5: That said right of way agreement shall not be binding on the City until approved by the Mayor and delivered to Sprint Communications Company, L. P.

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(Do Not Write Above This Line)

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[Signature]

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- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 2/19/01

Referred To: City Utilities

Date Referred

Referred To:

Date Referred

Referred To:

First Reading

Committee _____
Date _____
Chair _____
Referred to _____

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

Committee

Date

Chair

Action:

Fav, Adv, Hold (see rev. side)

Other:

Members

Refer To

FINAL COUNCIL ACTION

2nd 1st & 2nd 3rd

Readings

Consent V Vote RRC Vote

CERTIFIED

MAYOR'S ACTION